

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Southern California Edison Company (U 338-E) for Authority to Institute a Rate Stabilization Plan with a Rate Increase and End of Rate Freeze Tariffs.	Application 00-11-038 (Filed November 16, 2000)
Emergency Application of Pacific Gas and Electric Company to Adopt a Rate Stabilization Plan. (U 39 E)	Application 00-11-056 (Filed November 22, 2000)
Petition of THE UTILITY REFORM NETWORK for Modification of Resolution E-3527.	Application 00-10-028 (Filed October 17, 2000)

**ADMINISTRATIVE LAW JUDGES' RULING
SETTING PREHEARING CONFERENCE AND WORKSHOP**

This Ruling sets a prehearing conference (PHC) for July 8, 2003, to address the Commission's processing of the California Department of Water Resources' (DWR) supplemental determination of its 2003 revenue requirement. A workshop, facilitated by staff from the Commission's Energy Division, will follow immediately after the PHC.

In Decision (D.) 02-12-045, issued December 17, 2002,¹ the Commission strongly encouraged DWR to promptly submit a supplemental determination, on the grounds that a supplemental determination would result in a more accurate and equitable allocation of DWR's 2003 revenue requirement, a likely reduction in the total amount of that revenue requirement, and a corresponding decrease in electric rates. (Id., pp. 3, 42-44.)

On June 2, 2003, DWR issued a Notice of Proposed Supplemental Determination of a Revenue Requirement for 2003. Comments on the proposed supplemental determination are due June 23, 2003. The Commission expects that DWR will submit its supplemental determination in late June, after review of any comments. If DWR does not submit its supplemental determination to the Commission by July 1, 2003, the PHC and workshop will be moved to a later date, generally corresponding to the date of DWR's submission.

Please note that regarding allocation of the supplemental determination, D.02-12-045 states: "Re-litigation of the allocation methodology will not be allowed (again with the exception of ancillary services), absent extraordinary circumstances." (Id. p. 43.) Accordingly, evidentiary hearings do not appear to be necessary.

Any party that believes evidentiary hearings are necessary must electronically serve a PHC statement no later than noon on the day before the PHC, stating the specific reasons why evidentiary hearings are necessary, and identifying all material issues of fact.² Similarly, any party that believes that

¹ Subsequently modified on another issue by D.03-02-031.

² All PHC statements should be served separately by e-mail to Administrative Law Judge Peter V. Allen at pva@cpuc.ca.gov. Parties submitting PHC statements must file

Footnote continued on next page

“extraordinary circumstances” exist that require re-litigation of the Commission’s adopted allocation methodology must identify those circumstances in a PHC statement. PHC statements are otherwise optional, but any party submitting a PHC statement must comply with the above service and filing requirements.

IT IS RULED:

1. A prehearing conference (PHC) is set for July 8, 2003, beginning at 10 a.m. at the Commission Courtroom, 505 Van Ness Avenue, San Francisco.
2. A workshop facilitated by the Commission’s Energy Division staff will immediately follow the PHC.
3. The PHC and Workshop may be delayed if California Department of Water Resources’ supplemental determination is not submitted to the Commission by July 1, 2003.
4. Any party seeking evidentiary hearings or relitigation of the allocation methodology shall submit a PHC statement as described above. Other parties choosing to submit PHC statements shall do so under the procedures described above.

Dated June 16, 2003, at San Francisco, California.

them with the Commission’s Docket Office prior to the close of business on the day prior to the PHC.

/s/ PETER V. ALLEN

Peter V. Allen
Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail this day served a true copy of the original attached Administrative Law Judge's Ruling Setting Prehearing Conference and Workshop on all parties of record in this proceeding or their attorneys of record.

Dated June 16, 2003, at San Francisco, California.

/s/ ELIZABETH LEWIS

Elizabeth Lewis

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074, TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.